EIGHTH; Deed from Harry Snock to David D.Kolb and William O.Kolb conveying property located on East Third Street and recorded in Liber No.333, Folio 500, a certified copy of which is filed herewith marked "Exhibit No.8."

NINTH; Deed from Oscar Coblentz and wife to David D.Kolb conveying property located at Braddock Heights and recorded in Liber No.300, Folio 115, a certified copy of which is filed herewith marked "Exhibit No.9."

FOURTH; That your Complainant avers that the Ninth piece of property mentioned in the above paragraph was purchased with the monies belonging to your Complainant and the said David D.Kolb, and should have been conveyed to the said William O.Kolb and David D.Kolb, but that in the execution of the deed, the name of William O.Kolb was omitted, thereby creating a resulting trust in favor of your Complainant to the extent of One-half undivided interest therein.

FIFTE; That said real estate is not susceptible of division or partition amongst the parties interested therein without loss and injury, and it would be to the best interest and advanatge of all the parties to this cause, and espacially to the infant Defendants herein named, that said property be sold by your Honorable Court.

TO THE END THEREFORE;

BIRST; That a Brustee or Trustees may be appointed by your Honorable Court to sell said real estate and distribute the proceeds among the parties as their interest may appear.

SECOND; And for such other and further relief as the nature of the case may require.

And your Complainants prays for the following process;

May it please your Honors to grant unto Complainants the writ of subpoens directed to the said Marha E. Kolb, widow and Denemad Kolb adult and Charlotte Kolb, Mariana Kolb, Catherine Kolb, Jenette Kolb and David W. Kolb, Jr., infants residents of Frederick County Maryland, sommanding them to be and appear in this court on some day certain to be named in said writ, answer the premises, abide by and perform such decree as may be passed therein.

And as in duty bound, etc.,

(Filed June 19,1922)

Frank L. Stoner

William M. Storm

Sclicitors for Complainants.

"EXHIBIT NO. 1" (DEED)

At the request of David D.& William O.Kolb the following Deed is received for Record and Recorded March 7th, 1896 at 12 O'clock 40 minuted PM.
Test; - John L. Jordan, Clerk.

THIS DLED made this 22nd day of February in the year Eighteen Hundred and ninety Six by William A Kolb and Mary A. Kolb his wife, of Frederick County Maryland.

WITNESSETH; That in consideration of the Natural love and affection thay bear to their two Sons David D.Kolb and William O.Kolb and of the sum of One Dollar the receipt whereof is hereby acknowledged the said William A.Kolb and Mary A.Kolb do grant unto said David D.Kolb and William O.Kolb as tenants in common those pots or parcels of ground with the improvements thereon situated on the North side of East Third Street in Frederick City in said County and State, beginning for the same at the South West Corner of the houses now on said Lots and running thence with said Third Street Eastwardly fifty nine feet and four inches (59"4") more or less thence Northwardly with the East boundry of said Lots Eighty five andone half feet (85½) more or less, to the Northern boundry of said lots, thence Westwardly with said Northern boundry parallel with said Third Street fifty nine feet and four inshes (59"4") thence Southwardly to the place of beginning being lot No.132 on the Plat of Fredericktown conveyed to said William A.Kolb by Benjamin F.Reich by deed dated 30th September 1889 and recorded in Liber W.I.P.No.9 folio 500 one of the Land Records of said County and were fully described in a deed from William M.Beall & wife to William Kolb dated 27 April 1833, and recorded in Liber J.S.No.42 folios 366 one of the Land Records aforesaid excepting therefrom a strip of land on the West side thereof fronting on said Third Street two feet and eight inches